THE HON'BLE Mr. JUSTICE V.ESWARAIAH

-

WRIT PETITION No.2812 of 2006

DATED:16.02.2006

-

Between:

1.D. Venkata Rama Rao and others

……Petitioners

AND

1. The District Collector,

Ranga Reddy District and others

...Respondents

THE HON'BLE Mr. JUSTICE V.ESWARAIAH

-

WRIT PETITION No. 2812 of 2006

ORDER:

This writ petition is filed by the petitioners seeking a direction, more particularly in the nature of writ of mandamus, to declare the inaction of the respondents to handover the possession of the land to them as per the patta certificates issued by the respondents to them on 10.07.2000, as arbitrary and illegal and consequently, direct the respondents to handover the possession of the land to them as per the patta certificates granted by the respondents to them in S.No.57/1 of Shamshiguda Village, Balanagar Mandal, Ranga Reddy District.

Heard the learned Counsel for the petitioners and the learned Government Pleader

for Revenue.

The petitioners, who are ten in number, submit that they are the members of the Twin Cities Weaker Section Society having registration No. 1303/1985 and they have made a representation on 17.07.1985 to the 1st respondent-District Collector, Ranga Reddy District, seeking allotment of house sites in the land in Survey No.57/1 of Shamshiguda Village, Balanagar Mandal and a copy of the same was also sent to the third respondent. Later, the 3rd respondent conducted socio-economic survey and identified that 2607 members were eligible for allotment of house sites. The Hyderabad Urban Development Authority approved the lay out in favour of the Twin Cities Weaker Section Society on 29.06.1989 vide lay out No. 9427 in Survey No.57/1 of Shamshiguda Village, Balanagar Mandal. It is further submitted that some private persons raised a dispute claiming that the other property i n Sy.Nos.1 to 57 was purchased by them under various sale deeds. The said dispute was resolved by the Land Grabbing Court by its judgment dated 15.12.1994 in L.G.C.No.176 of 1989 holding that an extent of Ac. 274. 33 guntas in Survey No. 57 of Shamshiguda Village, Balanagar Mandal is Government land and the said claimants have no right over it. It is stated that in view of the said litigation, house site pattas were not granted to the members of the aforesaid society and therefore, the petitioners filed a writ petition No. 16817 of 1996 before this Court, which was disposed of with certain directions. Pursuant to the directions of this Court, the respondents have conducted resurvey and granted house site pattas to them on 10.07.2000, but possession was not given. It is stated that in the meanwhile, W.P.No.23952 of 2003 and W.P.No.150 of 2004 were filed by one Nawab Khaja Moinuddin Khan, questioning the sanction of the lay out in S.Nos.1 to 57 and the same was also dismissed on 21.04.2005 and therefore, the entire litigation ended in favour of the petitioners. It is further submitted that the petitioners filed a representation, dated 03.10.2005, before the 3rd respondent but the same has not yet been disposed of.

Having regard to the facts and circumstances of the case, without expressing any opinion on the merits of the case, I deem it appropriate to direct the 3rd respondent to consider and dispose of the representation dated 03.10.2005 filed by the petitioners, if the same has not already been disposed of as on today, by a reasoned order, in accordance with law, within a period of eight weeks from the date of receipt of a

copy of this order.

With the above directions, the Writ Petition is disposed of. No order as to costs.

_____

16th February, 2006

bud